

NOTICE OF PROPOSED CHANGES IN THE
REGULATIONS OF THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

BRIEF DESCRIPTION

The Alaska Department of Environmental Conservation (ADEC) is proposing a regulation amendment in order to include a prohibition on the delivery of petroleum products to a substandard underground storage tank.

The Department of Environmental Conservation proposes to adopt and amend regulations in Title 18 of the Alaska Administrative Code, dealing with Underground Storage Tanks ("USTs"), including the following:

- 18 AAC 78.018 is being amended to prohibit the delivery of petroleum products to a UST that is substandard.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Bill Steele, ADEC/SPAR, 555 Cordova St., Anchorage, AK, 99501, or by email to Bill.Steele@alaska.gov. The comments must be received no later than 5:00 pm on April 10, 2013.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Debbie Pock at (907) 269-0291 no later than April 3, 2013 to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulation changes, contact Bill Steele, ADEC/SPAR, 555 Cordova St., Anchorage AK, 99501 or (907) 269-7886; or Larry Brinkerhoff, ADEC 555 Cordova St., Anchorage, AK, 99501 or (907) 269-3055; or go to <http://www.dec.state.ak.us/spar/ipp/tanks.htm>

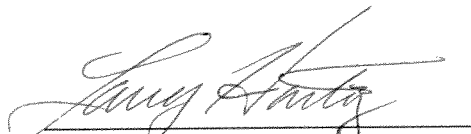
After the public comment period ends, the Department of Environmental Conservation will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of the final regulations may be different from that of the proposed regulations. **YOU SHOULD COMMENT DURING THE TIME ALLOWED IF YOUR INTERESTS COULD BE AFFECTED.** Written comments received are public records and are subject to public inspection.

Statutory Authority: AS 46.03.020; AS 46.03.365; 46.03.405

Statutes Being Implemented, Interpreted, or Made Specific: AS 46.03.020; AS 46.03.365; AS 46.03.375; AS 46.03.380; AS 46.03.395; AS 46.03.405

Fiscal Information: The proposed regulation changes are not expected to require an increased appropriation.

Dated: March 6, 2013


Larry Hartig, Commissioner

ADDITIONAL REGULATIONS NOTICE INFORMATION
(AS 44.62.190(d))

1. Adopting agency: Department of Environmental Conservation
2. General subject of regulation: Prohibit delivery of petroleum products to substandard underground storage tanks
3. Citation of regulation (may be grouped): 18 AAC 78
4. Reason for the proposed action:
☒ (X) compliance with federal law
☐ () compliance with new or changed state statute
☐ () compliance with court order
☐ () development of program standards
☐ () other: (please list) _____
5. Appropriation/Allocation: None

6. Cost of implementation to the state agency and available funding (in thousands of dollars):

	Initial Year <u>FY 2013</u>	Subsequent Years
Operating Cost	\$ <u>0</u>	\$ <u>0</u>
Capital Cost	\$ <u>0</u>	\$ <u>0</u>
 Federal receipts	 \$ <u>0</u>	 \$ <u>0</u>
General fund match	\$ <u>0</u>	\$ <u>0</u>
General fund	\$ <u>0</u>	\$ <u>0</u>
General fund/ program receipts	\$ <u>0</u>	\$ <u>0</u>
General fund/ mental health	\$ <u>0</u>	\$ <u>0</u>
Other funds (specify)	\$ <u>0</u>	\$ <u>0</u>

7. The name of the contact person for the regulations:

Name Bill Steele
Title Environmental Program Manager I
Address 555 Cordova St
Anchorage, AK 99501
Telephone (907) 269-7886
E-mail address Bill.Steele@alaska.gov

8. The origin of the proposed action:

☒ X staff of state agency
☐ federal government
☐ general public
☐ petition for regulation change
☐ other (please list) _____

9. Date: February 25, 2013

Prepared by: _____
[signature]

Name (typed) William E. Steele
Title (typed) Environmental Program Manager I
Telephone: (907) 269-7886